



PATENT

1634  
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Rouleau *et al.*  
Serial No.: 09/718,355


Filed: November 24, 2000

For: LOCI FOR IDIOPATHIC GENERALIZED  
EPILEPSY, MUTATIONS THEREOF  
AND METHODS USING SAME TO  
ASSESS, DIAGNOSE, PROGNOSIS OR  
TREAT EPILEPSY

Group Art Unit: 1634

Examiner: Sitton, Jehanne S.

Atty. Dkt. No.: GOUD:023US

CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450, on the date below:	
April 30, 2004 Date	 Michael R. Krawzsek

**PETITION UNDER 37 C.F.R. §1.48(a)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants petition under 37 C.F.R. § 1.48(a) for the correction of inventorship in the instant case. Pursuant to 37 C.F.R. § 1.48(a)(1), the requested change includes the addition of Patrick Cossett and David Ragsdale as inventors. The following items are being submitted herewith pursuant to 37 C.F.R. § 1.48(a)(2-4):

- (1) a statement by Patrick Cossett pursuant to 37 C.F.R. §1.48(a)(2);
- (2) a statement by David Ragsdale pursuant to 37 C.F.R. §1.48(a)(2);

05/05/2004 RMEBRAFT 00000026 09718355 130.00 DP  
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- (3) a Declaration by the actual inventors submitted pursuant to 37 C.F.R. § 1.48(a)(3);
- (4) a check in the amount of \$130.00 pursuant to 37 C.F.R. § 1.48(a)(4), which is the processing fee under 37 C.F.R. § 1.17(i); and
- (5) written consent of the assignee to correct inventorship submitted pursuant to 37 C.F.R. § 1.48(a)(5).

Correction of the inventorship in the case is respectfully requested. If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski Deposit Account No.: 50-1212/GOUD:023US.

Respectfully submitted,



Michael R. Krawzsenek  
Reg. No. 51,898  
Attorney for Applicants

FULBRIGHT & JAWORSKI, L.L.P.  
600 Congress Ave., Ste. 1900  
Austin, Texas 78701  
(512) 536-3020 (Direct)  
(512) 536-4598 (Fax)  
Date: April 30, 2004



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Group Art Unit: 1634

Examiner: Souaya, Jehanne

Atty. Dkt. No.: GOUD:023US

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4/30/04

Date

*Michael R. Krawzenek*  
Michael R. Krawzenek

**STATEMENT OF PATRICK COSSETTE PURSUANT TO 37 C.F.R. § 1.48(A)(2)**

I, Patrick Cossette, state the following:

(1) I was not originally named as an inventor in U.S. Patent Application No. 09/718,355.

(2) The failure to name me as an inventor in U.S. Patent Application No. 09/718,355 occurred without any deceptive intent on my part.

*Patrick Cossette*  
Patrick Cossette

2003-11-26  
Date



PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Rouleau *et al.*

Serial No.: 09/718,355

Filed: November 24, 2000

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4/30/04

Date

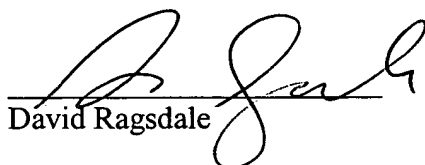
  
Michael R. Krawzsenek

**STATEMENT OF DAVID RAGSDALE PURSUANT TO 37 C.F.R. § 1.48(A)(2)**

I, David Ragsdale, state the following:

(1) I was not originally named as an inventor in U.S. Patent Application No. 09/718,355.

(2) The failure to name me as an inventor in U.S. Patent Application No. 09/718,355 occurred without any deceptive intent on my part.

  
David Ragsdale

11/18/03  
Date



PATENT  
GOUD:023US

### DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or the below named inventors are the original, first and joint inventors (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **LOCI FOR IDIOPATHIC GENERALIZED EPILEPSY, MUTATIONS THEREOF AND METHOD USING SAME TO ASSESS, DIAGNOSE, PROGNOSIS OR TREAT EPILEPSY**, the Specification of which:

- ☐ is attached hereto.  
☒ was filed on **November 24, 2000** as Application Serial No. **09/718,355**.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent, United States provisional application(s), or inventor's certificate listed below and have also identified below any foreign application for patent, United States provisional application, or inventor's certificate having a filing date before that of the application on which priority is claimed:

PRIORITY APPLICATION(S)			Priority Claimed
60/167,623	USA	November 26, 1999	YES
(Number)	(Country)	(Date Filed)	Yes/No
(Number)	(Country)	(Date Filed)	Yes/No

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below or any PCT international application(s) designating the United States listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose all information known to me to be material to patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations, § 1.56,



which become available between the filing date of the prior application and the national or PCT international filing date of this application: NONE.

(Application Serial No.) (Filing Date) (Status)

(Application Serial No.) (Filing Date) (Status)

I hereby direct that all correspondence and telephone calls be addressed to Michael R. Krawzsenek, Fulbright & Jaworski L.L.P., 600 Congress Avenue, Suite 2400, Austin, Texas 78701, (512) 474-5201.

I HEREBY DECLARE THAT ALL STATEMENTS MADE OF MY OWN KNOWLEDGE ARE TRUE AND THAT ALL STATEMENTS MADE ON INFORMATION AND BELIEF ARE BELIEVED TO BE TRUE; AND FURTHER THAT THESE STATEMENTS WERE MADE WITH THE KNOWLEDGE THAT WILLFUL FALSE STATEMENTS AND THE LIKE SO MADE ARE PUNISHABLE BY FINE OR IMPRISONMENT, OR BOTH, UNDER SECTION 1001 OF TITLE 18 OF THE UNITED STATES CODE AND THAT SUCH WILLFUL FALSE STATEMENTS MAY JEOPARDIZE THE VALIDITY OF THE APPLICATION OR ANY PATENT ISSUED THEREON.

Inventor's Full Name:	Guy A. Rouleau
Inventor's Signature:	
Country of Citizenship:	Canada Date: 21/11/03
Residence Address: (street, number, city, state, and/or country)	<del>4850 Cote Saint Luc</del> 3587 MARLOWE Montreal, Quebec, Canada H3W2H2 H4A 3L8
Post Office Address: (if different from above)	

Inventor's Full Name:	Ronald G. Lafreniere
Inventor's Signature:	
Country of Citizenship:	Canada Date: Nov 18, 2003
Residence Address: (street, number, city, state, and/or country)	1264 Osborne Avenue Verdun, Quebec, Canada H4H 1X5
Post Office Address: (if different from above)	



Inventor's Full Name:	Daniel	Rochefort
Inventor's Signature:		
Country of Citizenship:	Canada	Date: 2003.12.01
Residence Address: (street, number, city, state, and/or country)	2134 de Calmar Laval, Quebec, Canada H7M 5T1	
Post Office Address: (if different from above)		

Inventor's Full Name:	Patrick	Cossette
Inventor's Signature:		
Country of Citizenship:	Canada	Date: 2003-11-26
Residence Address: (street, number, city, state, and/or country)	10430 Tolhurst Montreal, Quebec, Canada H3L 3A3	
Post Office Address: (if different from above)		

Inventor's Full Name:	David	Ragsdale
Inventor's Signature:		
Country of Citizenship:	Canada	Date: 2003-11-27
Residence Address: (street, number, city, state, and/or country)	4873 Jeanne Mance Montreal, Quebec, Canada H2V 4J6	
Post Office Address: (if different from above)		



# FULBRIGHT & JAWORSKI L.L.P.

A REGISTERED LIMITED LIABILITY PARTNERSHIP  
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DIRECT DIAL: (512) 536-3020

TELEPHONE: (512) 474-5201  
FACSIMILE: (512) 536-4598

April 30, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING  
37 C.F.R. § 1.8

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April 30, 2004  
Date

*Michael R. Krawzsenek*  
Michael R. Krawzsenek

Re: Serial Number 09/718,355 Entitled "LOCI FOR IDIOPATHIC GENERALIZED EPILEPSY, MUTATIONS THEREOF AND METHOD USING SAME TO ASSESS, DIAGNOSE, PROGNOSIS OR TREAT EPILEPSY"

– by Rouleau et al.

Our Ref. No. GOUD:023US

Client Ref. 760/13180.18

Commissioner:

Enclosed please find the following for filing in the above-referenced patent application:

- (1) Petition Under 37 C.F.R. § 1.48(a);
- (2) Statement by Patrick Cossett pursuant to 37 C.F.R. § 1.48(a)(2);
- (3) Statement by David Ragsdale pursuant to 37 C.F.R. § 1.48(a)(2);
- (4) Declaration by the actual inventors submitted pursuant to 37 C.F.R. § 1.48(a)(3);
- (5) a check in the amount of \$130.00;
- (6) Consent of Assignee to Correct Inventorship (including Appendix 1); and
- (7) A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

25375285.1 / 10112102



Commissioner for Patents  
April 30, 2004  
Page 2

If the check is inadvertently omitted, or the amount is insufficient, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Account No.: 50-1212/GOUD:023US.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael R. Krawzsenek". The signature is fluid and cursive, with the first name "Michael" being the most prominent part.

Michael R. Krawzsenek  
Reg. No. 51,898

MRK/djm  
Encls. As stated



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4/30/04

Date

*Michael R. Krawzenek*  
Michael R. Krawzenek

**CONSENT OF ASSIGNEE TO CORRECT INVENTORSHIP**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The assignee of the instant application, McGill University, consents to the correction of the inventorship in the case by adding Patrick Cossette and David Ragsdale as inventors to the instant application. Evidence of the assignment of this application is attached as Appendix 1.

By: *Alex Navarre*

Name: Alex Navarre

Title: Director, Office of Technology Transfer

Date: 10/12/2002

# **APPENDIX 1**

## ASSIGNMENT OF INVENTION

## UNIVERSAL

WHEREAS, We, 1) Guy A. ROULEAU; 2) Ronald G. LAFRENIÈRE; and 3) Daniel ROCHEFORT; 4) Patrick COSSETTE and 5) David RAGSDALE whose full addresses are 1); 3587 Marlowe, Montreal, Quebec, CANADA H4A 3L8; 2) 1264 Osborne Ave. Verdun, Quebec, CANADA H4H 1X5; and 3) 2134 de Calmar, Laval, Quebec, CANADA H7M 5T1; 4) 10430 Tolhurst, Montreal, Quebec, CANADA H3L 3A3 and 5) 4873 Jeanne Mance, Montreal, Quebec, CANADA H2V 4J6 (hereinafter referred to as the assignors) have invented **Loci for idiopathic generalized epilepsy, mutations thereof and method using same to assess, diagnose, prognose or treat epilepsy** described in U.S. application No. 09/718,355 filed on November 24, 2000. and:

WHEREAS MCGILL UNIVERSITY, whose full post office address is 845 Sherbrooke Street West, Montreal, Quebec, CANADA H3A 1B1 (hereinafter referred to as the assignee), is desirous of acquiring the entire right, title and interest in and to said invention or inventions and in and to any and all patents to be obtained therefor;

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other valuable consideration, the receipt of which is hereby acknowledged, I/We have and by these presents do hereby sell, assign and transfer unto said assignee, its successors and assigns, the entire right, title and interest in and to said invention or inventions, as described in the aforesaid application, in any form or embodiment thereof, and in and to the aforesaid application; and in and to any applications based thereon filed in any foreign country, including the right to file said foreign applications under the provisions of the of the Patent Cooperation Treaty and under the Paris Convention; also the entire right, title and interest in and to any and all patents, reissues or extensions thereof to be obtained in this or any foreign country upon said invention or inventions, and any divisional, continuation, continuation-in-part, substitute application(s) or supplementary disclosure(s) which may be filed upon said invention or inventions, in any country; and I/We hereby authorize and request the issuing authority to issue any and all patents on said application or applications to said assignee.

I/We further agree without any payment by said assignee other than expenses incurred by the undersigned, to communicate to said assignee, its representatives or agents, any facts relating to said invention or inventions, including evidence for interference purposes or for other proceedings, whenever requested; testify in any interference, litigation or other proceedings, whenever requested; and execute and deliver, on request, all lawful papers required to make any of the foregoing provisions effective, and likewise make these provisions binding upon my/our heirs, legal representatives, administrators and assigns.

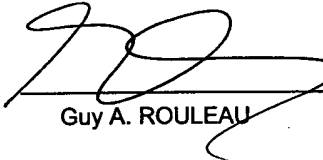
Le(s) soussigné(s) désire(nt) que la présente cession soit en anglais. The undersigned request(s) that the present assignment be in English.

IN WITNESS WHEREOF, I/We have hereunto set my/our hand(s) and seal.

WITNESS(ES)

DATE


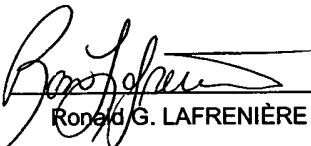
ASSIGNOR(S)

Claude mannean 13 fev. 2004   
Guy A. ROULEAU

WITNESS(ES)

DATE

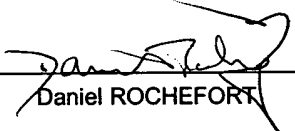
ASSIGNOR(S)

 19 mars 2004   
Ronald G. LAFRENIÈRE

WITNESS(ES)

DATE


ASSIGNOR(S)

Pascal Lince 16 mars 2004   
Daniel ROCHEFORT

WITNESS(ES)

DATE

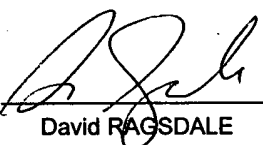
ASSIGNOR(S)

Pierre Guquette 18 fev. 2004   
Patrick COSSETTE

WITNESS(ES)

DATE

ASSIGNOR(S)

Claudemane 15 mar 2004   
David RAGSDALE

Effective on November 26, 1999